

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephan Böhm

Royce W. JOHNSON

Serial No.: 10/594,400

Filed: September 26, 2006

For: METHOD AND APPARATUS FOR
CONTROLLING AT LEAST ONE
VENTILATION PARAMETER OF AN
ARTIFICIAL VENTILATOR FOR
VENTILATING THE LUNG OF A
PATIENT IN ACCORDANCE WITH A
PLURALITY OF LUNG POSITIONS

Group Art Unit: 3772

Examiner: Nihir B. Patel

Atty. Dkt. No.: ROT.709

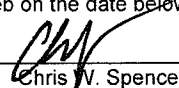
Confirmation No.: 2154

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being
electronically filed with the United States Patent and
Trademark Office via EFS-Web on the date below:

September 17, 2009

Date


Chris V. Spence

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully
requested that this Supplemental Information Disclosure Statement be entered and the documents
listed on attached Form PTO-1449 be considered by the Examiner and made of record. A copy

of the listed document required by 37 C.F.R. § 1.98(a)(2) is enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Supplemental Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/KCIN:061US.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



Chris W. Spence
Reg. No. 58,806
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

Date: September 17, 2009